

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application of Ohio)
Power Company to Adjust the Economic) Case No. 19-1537-EL-RDR
Development Cost Recovery Rider Rate)

**MOTION TO INTERVENE OF
PRO-TEC COATING COMPANY, LLC**

Pursuant to R.C. 4903.221 and Ohio Adm. Code 4901-1-11, PRO-TEC Coating Company, LLC (PRO-TEC) respectfully moves the Public Utilities Commission of Ohio (Commission) to intervene in this matter with the full powers and rights granted to intervening parties. PRO-TEC has real and substantial interests that this proceeding may adversely affect and no existing parties adequately represent those interests. The Commission should grant this motion because PRO-TEC satisfies the standard for intervention set forth by statute and in the Commission's rules. A memorandum in support of PRO-TEC's motion attached.

Respectfully submitted,

/s/ Kimberly W. Bojko
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MEMORANDUM IN SUPPORT

Under Ohio Adm. Code 4901-1-11, parties shall be permitted to intervene in Commission proceedings upon a showing that a statute of the state confers a right to intervene and that the party has a real and substantial interest in the proceeding, is so situated that the disposition of the proceeding may, as a practical matter, impair or impede its ability to protect that interest, and that the interest is not adequately represented by existing parties. R.C. 4903.221 confers a right to intervene to any party that may be adversely affected by a Commission proceeding upon a motion to intervene filed in accordance with deadlines established to intervention for purposes of the particular proceeding or, if no deadline is established, five days prior to the scheduled date of hearing.

The Ohio Power Company filed its Application in the above-captioned proceeding on August 1, 2019.¹ Through the application, AEP Ohio seeks to update the rate for its Economic Development Cost Recovery Rider (Rider EDR).² Rider EDR is “adjusted periodically to recover economic development amounts authorized by the Commission.”³

PRO-TEC is a customer of AEP Ohio, and pursuant to the Commission’s February 27, 2019 Finding and Order in Case No. 19-124-EL-AEC, PRO-TEC receives service from AEP

¹ See Application (August 1, 2019).

² Id.

³ Id. at 1.

Ohio pursuant to the terms of a reasonable arrangement.⁴ As one of the AEP Ohio customers operating under an economic development arrangement, this proceeding regarding AEP Ohio's recovery of costs for such arrangements impacts PRO-TEC's interests, and the Commission will be required to review information related to PRO-TEC's reasonable arrangement with AEP Ohio as part of its assessment of AEP Ohio's Application.

PRO-TEC has a direct, real, and substantial interest in the issues raised in this proceeding, including in the treatment of confidential information related to PRO-TEC's reasonable arrangement with AEP Ohio, and is so situated that the disposition of the proceeding may, as a practical matter, impair or impede its ability to protect that interest. PRO-TEC's interest will not be adequately represented by other parties to the proceeding and its timely intervention will not unduly delay or prolong the proceeding.

As discussed above, PRO-TEC satisfies the criteria for intervention set out in R.C. 4903.221 and Ohio Adm. Code 4901-1-11. PRO-TEC, therefore, respectfully requests that the Commission grants this motion, allow PRO-TEC to intervene with the full powers and rights granted by the Commission to intervening parties, and make PRO-TEC a full party of record.

Respectfully submitted,

/s/ Kimberly W. Bojko
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⁴ See *In the Matter of the Application of PRO-TEC Coating Company, LLC for Approval of a Reasonable Arrangement with Ohio Power Company*, Case No. 19-124-EL-AEC, Finding and Order (February 27, 2019).

CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the foregoing was served upon the parties listed below via electronic mail on August 2, 2019.

/s/ Kimberly W. Bojko _____
Kimberly W. Bojko

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Summary: Motion Motion to Intervene electronically filed by Mrs. Kimberly W. Bojko on behalf of PRO-TEC Coating Company, LLC